

**MONDAY, FEBRUARY 29, 2016**

**FORTY-FOURTH LEGISLATIVE DAY**

The House met at 5:00 p.m. and was called to order by Madam Speaker Harwell.

The proceedings were opened with prayer by Reverend Margaret Ferguson, Signal Mountain, TN.

Representative Hazlewood led the House in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The roll call was taken with the following results:

Present..... 88

Representatives present were Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carter, Casada, Clemmons, Coley, Cooper, Daniel, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McCormick, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 88

**EXCUSED**

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Womick

Representative Turner; business

Representative Towns; personal

Representative Marsh

Representative Miller; business

Representative Carr

Representative Gilmore; business

Representative J. Sexton; illness

Representative Beck

Representative M. White; business

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This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House

**PRESENT IN CHAMBER**

Reps. Carr and Hardaway were recorded as being present in the Chamber.

**SPONSORS ADDED**

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Resolution No. 168** Rep. M. Hill as prime sponsor.

**House Resolution No. 172** Rep. Terry as prime sponsor.

**House Joint Resolution No. 464** Rep. Armstrong as prime sponsor.

**House Joint Resolution No. 485** Rep. Eldridge as prime sponsor.

**House Joint Resolution No. 488** Rep. McCormick as prime sponsor.

**House Joint Resolution No. 489** Rep. Hardaway as prime sponsor.

**House Joint Resolution No. 530** Rep. Hardaway as prime sponsor.

**House Joint Resolution No. 603** Rep. Sargent as prime sponsor.

**House Joint Resolution No. 605** Reps. Fitzhugh, Armstrong, Holsclaw and Dunlap as prime sponsors.

**House Joint Resolution No. 606** Rep. Eldridge as prime sponsor.

**House Bill No. 1417** Rep. K. Brooks as prime sponsor.

**House Bill No. 1545** Reps. Weaver, Butt, Dunlap, Windle and Kumar as prime sponsors.

**House Bill No. 1565** Reps. J. Sexton, Weaver, Butt, Faison, Zachary and Kumar as prime sponsors.

**House Bill No. 1678** Reps. Goins, Hardaway, Windle, Terry, Byrd and K. Brooks as prime sponsors.

**House Bill No. 1750** Reps. Ragan, Goins, Windle, Moody, Todd, Kumar, Zachary, Kane, Byrd, Sargent, Butt, K. Brooks and Williams as prime sponsors.

**House Bill No. 1755** Reps. Akbari and Camper as prime sponsors.

**House Bill No. 1865** Rep. Ragan as prime sponsor.

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**House Bill No. 1903** Rep. Hardaway as prime sponsor.

**House Bill No. 1905** Reps. Howell, Moody, Zachary, Keisling, Weaver, Lollar, Halford, Pody, Ragan, H. Brooks, Marsh, Holsclaw, Coley, Williams, Holt, C. Sexton, Alexander, Goins, Kumar, Littleton, Durham, Windle, Carter, Todd, Johnson, Powers, Byrd, Butt, Lynn, Sargent, Sparks, K. Brooks, McManus and Daniel as prime sponsors.

**House Bill No. 1918** Reps. Holt, Windle and Butt as prime sponsors.

**House Bill No. 1946** Rep. Ragan as prime sponsor.

**House Bill No. 2170** Rep. Lollar as prime sponsor.

**House Bill No. 2593** Reps. Hardaway, Powell, Armstrong, Rogers, Smith, Hazlewood and Dunlap as prime sponsors.

**SPONSORS REMOVED**

On Motion, Rep. Byrd was removed as sponsor of **House Bill No. 2084**.

**MESSAGE FROM THE SENATE  
February 29, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1713 and 2574; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**\*Senate Bill No. 1713** -- Comptroller, State - As introduced, requires the comptroller to file with the utility management review board a copy of the audited annual financial report of a financially distressed utility district within 60 days from the date the audit is filed with the comptroller; allows the board to submit amendment suggestions to the governor and the comptroller. - Amends TCA Title 7 and Title 68. by \*Stevens. (HB1743 by \*Marsh)

**Senate Bill No. 2574** -- Courts, Juvenile - As introduced, amends juvenile court procedural requirements; grants statutory authority for pretrial or judicial diversion of juveniles. - Amends TCA Title 37. by \*Norris. (\*HB2495 by \*Akbari)

**MESSAGE FROM THE SENATE  
February 29, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 391, 394, 466, 512, 515, 516 and 517; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

**\*Senate Joint Resolution No. 391** -- Memorials, Congress - Urges the President, Congress, and the Secretary of Defense to review and revise law and policy regarding the

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carrying of firearms by military service members on military installations. by \*Bell, \*Hensley, \*Bowling, \*Watson.

**\*Senate Joint Resolution No. 394** -- General Assembly, Statement of Intent or Position - Expresses support for law enforcement. by \*Tracy, \*Yarbro, \*Kelsey.

**\*Senate Joint Resolution No. 466** -- Naming and Designating - "Star Spangled Banner Day," September 14, 2016. by \*Johnson.

**Senate Joint Resolution No. 512** -- Memorials, Death - Noble Cody. by \*Bailey.

**Senate Joint Resolution No. 515** -- Memorials, Death - David Greer. by \*Roberts.

**Senate Joint Resolution No. 516** -- Memorials, Recognition - League of Women Voters of Oak Ridge, 70th anniversary. by \*McNally.

**Senate Joint Resolution No. 517** -- Memorials, Recognition - Tennessee Independent Colleges and Universities Association, 60th anniversary. by \*Gresham.

**PERSONAL ORDERS**

**RECOGNITION IN THE WELL**

Representative Terry was recognized in the Well to honor the three winners of the House District No. 48 Art contest.

**RESOLUTIONS READ**

The Clerk read House Resolution No. 129, adopted January 14, 2016, House Resolution No. 131, adopted January 14, 2016 and House Resolution No. 130, adopted January 14, 2016.

**House Resolution No. 129** -- Memorials, Recognition - Fernando Cardenas, Third Place District 48 Art Contest. by \*Terry.

**House Resolution No. 131** -- Memorials, Recognition - Faith Ada, Second Place House District 48 Art Contest. by \*Terry.

**House Resolution No. 130** -- Memorials, Recognition - Marlo Black, First Place House District 48 Art Contest. by \*Terry.

**RECOGNITION IN THE WELL**

Representative Shaw was recognized in the Well to present a program on Black History Month. Rep. Shaw requested that Reps. Cooper, Favors, Akbari, Armstrong, Camper, Parkinson and Love be recognized in that order to present their portion of the Black History Month presentation.

**EXCUSED**

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative McCormick

**RESOLUTIONS**

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for March 3, 2015:

**House Resolution No. 175** -- Memorials, Professional Achievement - Guy Gilchrist. by \*Weaver.

**House Resolution No. 176** -- Memorials, Recognition - "Post-Traumatic Stress Injury Day," June 27, 2016. by \*Ragan.

**House Joint Resolution No. 609** -- Memorials, Recognition - Girl Scouts Gold Award Month, May 2016. by \*Harwell.

**House Joint Resolution No. 610** -- Memorials, Death - Helen McCulley Webb. by \*Swann, \*Ramsey.

**House Joint Resolution No. 611** -- Memorials, Death - Robert Harrison. by \*Pody.

**House Joint Resolution No. 613** -- Memorials, Personal Achievement - Diana Pope, Governor's Volunteer Stars Award. by \*Sargent.

**House Joint Resolution No. 614** -- Memorials, Personal Achievement - Jacquelyn Crawford, recipient of the Governor's Volunteer Stars Award. by \*Hicks.

**House Joint Resolution No. 615** -- Memorials, Personal Achievement - Loretta Winstead, Governor's Volunteer Stars Award. by \*Hicks.

**House Joint Resolution No. 616** -- Memorials, Retirement - Dr. Bill Snodgrass. by \*Hicks.

**House Joint Resolution No. 618** -- Memorials, Recognition - George York, Andrew Jackson York, and Betsy Ross York Lowrey. by \*Keisling, \*Windle.

**House Joint Resolution No. 620** -- Memorials, Public Service - Master Gardeners of Davidson County. by \*Jernigan.

**House Joint Resolution No. 621** -- Memorials, Recognition - John E. Burns, induction into the USSVI Holland Club. by \*Jernigan.

**SENATE JOINT RESOLUTIONS  
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolutions listed were noted as being placed on the Consent Calendar for March 3, 2016:

**Senate Joint Resolution No. 512** -- Memorials, Death - Noble Cody. by \*Bailey.

**Senate Joint Resolution No. 515** -- Memorials, Death - David Greer. by \*Roberts.

**Senate Joint Resolution No. 516** -- Memorials, Recognition - League of Women Voters of Oak Ridge, 70th anniversary. by \*McNally.

**Senate Joint Resolution No. 517** -- Memorials, Recognition - Tennessee Independent Colleges and Universities Association, 60th anniversary. by \*Gresham.

**Senate Joint Resolution No. 534** -- Memorials, Recognition - Mayor Stan Joyner, 2016 Collierville Chamber of Commerce Person of the Year Award. by \*Norris.

**INTRODUCTION OF BILLS**

On motion, the following bills were introduced and passed first consideration:

**House Bill No. 2641** -- Jellico - As introduced, subject to local approval, changes the appointment qualifications for city judge; requires the city judge to be appointed by the mayor and confirmed by majority vote of the board of mayor and aldermen; removes state residency requirement for appointed city judge. - Amends Chapter 91 of the Private Acts of 2008. by \*Powers.

**HOUSE BILLS ON SECOND CONSIDERATION**

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

**House Bill No. 2640** -- Cannon County -- House Local Government Committee

**CONSENT CALENDAR**

**\*House Joint Resolution No. 489** -- General Assembly, Confirmation of Appointment - Jim Rout, heritage conservation trust fund board. by \*Todd.

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**\*House Bill No. 1690** -- Utilities, Utility Districts - As introduced, clarifies behavior that constitutes meeting the commissioner's fiduciary responsibility. - Amends TCA Title 7, Chapter 82. by \*Hazlewood.

**\*House Joint Resolution No. 487** -- General Assembly, Confirmation of Appointment - Charles Hankla, heritage conservation trust fund board. by \*Harwell, \*McDaniel.

**\*House Joint Resolution No. 488** -- General Assembly, Confirmation of Appointment - Jeremy Nagoshiner, heritage conservation trust fund board. by \*Harwell, \*McDaniel.

**\*House Joint Resolution No. 490** -- General Assembly, Confirmation of Appointment - D. Anne Davis, heritage conservation trust fund board. by \*Harwell, \*McDaniel.

**\*House Joint Resolution No. 486** -- General Assembly, Confirmation of Appointment - Earl S. Worsham, heritage conservation trust fund board. by \*Carr .

**\*House Joint Resolution No. 530** -- Naming and Designating - "Child Abuse Prevention Month" April 2016. by \*Williams.

**\*House Bill No. 2572** -- Child Custody and Support - As introduced, makes various technical, non-substantive revisions to the Uniform Interstate Family Support Act, including clarifying the effective date and clarifying the definition of initiating tribunal. - Amends TCA Title 36, Chapter 5 and Chapter 901 of the Public Acts of 2010. by \*McCormick, \*Brooks K, \*Carter.

**\*House Bill No. 2626** -- Cowan - As introduced, subject to local approval, authorizes the compensation of the mayor and councilmen to be determined by ordinance; clarifies which actions by the city council must be done by ordinance; adds requirements for resolutions of the city council; prohibits members of the city council from holding other elected public office or to be an employee of the city; authorizes the mayor to serve as the purchasing agent. - Amends Chapter 127 of the Private Acts of 2006. by \*Alexander.

**\*House Joint Resolution No. 511** -- General Assembly, Confirmation of Appointment - Madge Cleveland, heritage conservation trust fund board. by \*Daniel.

**\*House Bill No. 1551** -- Labor and Workforce Development, Dept. of - As introduced, replaces references to various divisions and programs to reflect new structure of divisions within the department and to reflect appropriate name of federal programs. - Amends TCA Title 4, Chapter 3, Part 1; Title 4, Chapter 3, Part 14 and Section 8-35-221(a). by \*McCormick, \*Brooks K, \*Lynn.

On motion, House Bill No. 1551 was made to conform with **Senate Bill No. 2555**; the Senate Bill was substituted for the House Bill.

**\*House Joint Resolution No. 485** -- General Assembly, Confirmation of Appointment - Aaron Ellison, heritage conservation trust fund board. by \*Shaw.

**\*House Bill No. 1733** -- Agriculture, Dept. of - As introduced, repeals obsolete fancy fresh egg marketing program. - Repeals TCA Section 53-2-106. by \*Zachary.

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On motion, House Bill No. 1733 was made to conform with **Senate Bill No. 1699**; the Senate Bill was substituted for the House Bill.

**House Bill No. 1743** -- Comptroller, State - As introduced, requires the comptroller to file with the utility management review board a copy of the audited annual financial report of a financially distressed utility district within 60 days from the date the audit is filed with the comptroller; allows the board to submit amendment suggestions to the governor and the comptroller. - Amends TCA Title 7 and Title 68. by \*Marsh.

On motion, House Bill No. 1743 was made to conform with **Senate Bill No. 1713**; the Senate Bill was substituted for the House Bill.

**\*House Joint Resolution No. 464** -- General Assembly, Confirmation of Appointment - Pete Claussen, heritage conservation trust fund board. by \*Brooks H.

**House Bill No. 1944** -- School Districts, Special - As introduced, pursuant to the request of the Paris special school district of Henry County, permits the district to issue bonds or notes in an amount not to exceed \$12 million and to issue bond anticipation notes in an amount not to exceed \$12 million. - Amends Chapter 150 of the Private Acts of 1919. by \*Wirgau.

**\*House Bill No. 1521** -- Legal Services, Office of - As introduced, revises functions of the office of legal services including duties pertaining to the code commission and duties of the revisor of statutes within the office of legal services. - Amends TCA Section 1-1-101; Section 1-1-102 and Section 3-12-109. by \*Casada.

**House Bill No. 2622** -- Niota - As introduced, requires candidates for mayor and the board of commissioners to be current residents of the city for at least one year; gives the commissioner of finance and taxation general supervision of the library; removes attendance requirements for the mayor and commissioners; permits the board of commissioners to perform the duties of the city administrator. - Amends Chapter 15 of the Private Acts of 2013. by \*Forgety.

**\*House Bill No. 2197** -- Solid Waste Disposal - As introduced, requires the commissioner of environment and conservation to conduct a study to define the processing of organic waste and incorporate the findings and recommendations into the state's comprehensive solid waste management plan. - Amends TCA Title 68, Chapter 211. by \*Gilmore.

**House Resolution No. 164** -- Memorials, Retirement - Judge Walter F. Williams. by \*Favors.

**House Resolution No. 165** -- Memorials, Recognition - Chelsea Sanders, FFA State President. by \*Holt, \*Pody.



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**House Resolution No. 166** -- Memorials, Recognition - Dalton Teel, FFA State Secretary. by \*Holt, \*Pody.

**House Resolution No. 167** -- Memorials, Recognition - Madison Benson, FFA West Tennessee State Vice President. by \*Holt, \*McDaniel.

**House Resolution No. 168** -- Memorials, Recognition - Emily White, FFA East Tennessee State Vice President. by \*Holt, \*Lamberth.

**House Resolution No. 169** -- Memorials, Recognition - Chelsea Wattenbarger, FFA State Reporter. by \*Holt, \*Sexton C.

**House Resolution No. 170** -- Memorials, Recognition - Chad Lewis, FFA State Treasurer. by \*Holt, \*Fitzhugh.

**House Resolution No. 171** -- Memorials, Recognition - Stephen McNeil, FFA State Sentinel. by \*Holt, \*Lamberth.

**House Resolution No. 172** -- Memorials, Recognition - Derek Anderson, FFA Middle Tennessee State Vice President. by \*Holt, \*Matheny.

**House Resolution No. 173** -- Memorials, Death - Cynthia Morin. by \*Clemmons.

**House Resolution No. 174** -- Memorials, Death - Mary Jenkins Hardin. by \*Clemmons.

**House Joint Resolution No. 602** -- Memorials, Personal Achievement - Colby Wester Greene, Eagle Scout. by \*Matlock, \*Calfee.

**House Joint Resolution No. 603** -- Memorials, Sports - Hockey Saves, Inc. by \*Clemmons.

**House Joint Resolution No. 605** -- Memorials, Sports - Peyton Manning. by \*Marsh, \*Doss, \*Zachary, \*Goins, \*Wirgau, \*Smith, \*McCormick, \*Lamberth, \*Kane, \*Hazlewood.

**House Joint Resolution No. 606** -- Memorials, Professional Achievement - Roger Jowers, Star of Life Award. by \*Sanderson.

**House Joint Resolution No. 607** -- Memorials, Interns - Hayden Cherry. by \*Kane.

**House Joint Resolution No. 608** -- Memorials, Recognition - Emma Eck, Governor's Volunteer Stars Award. by \*Lynn.

**Senate Joint Resolution No. 508** -- Memorials, Recognition - Cheatham County, 160th anniversary. by \*Roberts.

**Senate Joint Resolution No. 509** -- Memorials, Recognition - Sarah Cannon Center for Blood Cancer at TriStar Centennial. by \*Ketron, \*Tracy, \*Watson.

**OBJECTION--CONSENT CALENDAR**

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Objections were filed to the following on the Consent Calendar:

**House Bill No. 1521:** by Rep. Stewart

**House Bill No. 2197:** by Rep. Casada

Under the rules, House Bills Nos. 1521 and 2197 were placed at the heel of the calendar for March 3, 2015.

Rep. Holt moved that all members voting aye on House Resolutions Nos. 165, 166, 167, 168, 169, 170, 171 and 172 be added as co-prime sponsors with the Agriculture and Natural Resources Committee listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Butt, Holt, Pody, Ragan and Womick.

Rep. Sanderson moved that all members voting aye on House Joint Resolution No. 606 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Butt, Holt, Pody, Ragan and Womick.

Rep. Clemmons moved that the Davidson County delegation be added as co-prime sponsors on House Resolutions Nos. 173 and 174, which motion prevailed.

Rep. Todd moved that the Shelby County delegation be added as co-prime sponsors on House Joint Resolution No. 489, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Butt, Holt, Pitts, Ragan and Womick.

Rep. Shaw moved that Representative Eldridge be added as a co-prime sponsor on House Joint Resolution No. 485, which motion prevailed.

Rep. H. Brooks moved that all members voting aye on House Joint Resolution No. 464 be added as co-prime sponsors with Knox County delegation listed first, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Butt, Holt, Pody, Ragan and Womick.

Pursuant to **Rule No. 50**, Rep. Dunn moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes .....	89
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson,

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Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 89

Representatives present and not voting were: Goins -- 1

A motion to reconsider was tabled.

**JOURNAL CORRECTION**

Without objection, the Speaker requested that the Journal reflect that Rep. Carr voted "aye" on the **Consent Calendar**.

**REGULAR CALENDAR**

**House Bill No. 1622** -- Sunset Laws - As introduced, extends the advisory council on workers' compensation four years to June 30, 2020. - Amends TCA Title 4, Chapter 29 and Title 50, Chapter 6. by \*Faison, \*Ragan. (\*SB1496 by \*Bell)

Further consideration of House Bill No. 1622, previously considered on the Consent Calendar for February 18, 2016, at which time it was objected to, and February 22, 2016, at which time it was reset for today's Calendar.

On motion, House Bill No. 1622 was made to conform with **Senate Bill No. 1496**; the Senate Bill was substituted for the House Bill.

Rep. Faison moved that Senate Bill No. 1496 be passed on third and final consideration.

Rep. Faison moved adoption of House Amendment No. 1 as follows:

**Amendment No. 1**

AMEND Senate Bill No. 1496 by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION \_\_\_\_\_. Tennessee Code Annotated, Section 50-6-121(a)(1)(E)(i), is amended by deleting the language "Alliance of American Insurers" from the third sentence in the subdivision and substituting instead the language "Property Casualty Insurers Association of America".

On motion, House Amendment No. 1 was adopted.

Rep. Faison moved that **Senate Bill No. 1496**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 90  
Noes..... 0

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Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

**House Bill No. 2034** -- Game and Fish Laws - As introduced, deletes the criminal offense that prohibits importation, possession, or transfer of live skunks so that skunk ownership and propagation may be regulated by the wildlife resources commission under its rules for Class II wildlife. - Amends TCA Title 70. by \*Faison. (\*SB1821 by \*Bailey)

On motion, House Bill No. 2034 was made to conform with **Senate Bill No. 1821**; the Senate Bill was substituted for the House Bill.

Rep. Faison moved that Senate Bill No. 1821 be passed on third and final consideration.

Rep. Goins moved the previous question, which motion prevailed by the following vote:

Ayes .....	55
Noes.....	25

Representatives voting aye were: Alexander, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Coley, Daniel, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Forgety, Goins, Gravitt, Halford, Hazlewood, Hicks, Holsclaw, Holt, Howell, Jenkins, Johnson, Kane, Keisling, Kumar, Lamberth, Lollar, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Pitts, Pody, Powers, Ramsey, Reedy, Sargent, Spivey, Swann, Terry, Todd, Travis, Weaver, White D., Windle, Zachary -- 55

Representatives voting no were: Akbari, Armstrong, Casada, Clemmons, Cooper, DeBerry, Fitzhugh, Hardaway, Hawk, Jernigan, Jones, Littleton, Lundberg, Parkinson, Powell, Ragan, Rogers, Sanderson, Shaw, Shepard, Smith, Sparks, Stewart, Van Huss, Madam Speaker Harwell -- 25

Rep. Faison moved that **Senate Bill No. 1821** be passed on third and final consideration, which motion failed by the following vote:

Ayes .....	44
Noes.....	36
Present and not voting.....	5

Representatives voting aye were: Alexander, Brooks H., Brooks K., Byrd, Calfee, Camper, Carr, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Goins, Gravitt, Halford, Hardaway, Hicks, Hill M., Hill T., Holt, Howell, Jenkins, Johnson, Kane, Keisling, Kumar, Lollar, Lynn, Marsh, Matheny, Matlock, McDaniel, Moody, Pody, Powers, Ramsey, Reedy, Spivey, Terry, Todd, Van Huss, White D., Windle -- 44

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Representatives voting no were: Butt, Casada, Clemmons, Coley, Cooper, Daniel, Dunlap, Durham, Favors, Fitzhugh, Hawk, Holsclaw, Hulsey, Jernigan, Jones, Lamberth, Littleton, Lundberg, McManus, Mitchell, Parkinson, Powell, Rogers, Sanderson, Sexton C., Shaw, Shepard, Smith, Sparks, Stewart, Swann, Travis, Weaver, Williams, Zachary, Madam Speaker Harwell -- 36

Representatives present and not voting were: Akbari, Armstrong, Forgety, Ragan, Sargent -- 5

Senate Bill No. 1821, having failed to receive a constitutional majority, was thereby re-referred the the Committee on Calendar and Rules.

**REQUEST TO CHANGE VOTE**

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "no" to "aye" on **Senate Bill No. 1821** and have this statement entered in the Journal: Rep. Hulsey.

**REGULAR CALENDAR, CONTINUED**

**\*House Bill No. 1529** -- Animal Cruelty and Abuse - As introduced, substitutes the commissioner of agriculture or a qualified agent of the commissioner for county agriculture extension agents as a person who is authorized to conduct livestock cruelty examinations; clarifies that livestock cruelty examinations conducted by licensed veterinarians are entitled to the same legal presumptions as other qualified examiners. - Amends TCA Section 39-14-211. by \*McCormick, \*Brooks K, \*Calfee. (SB2529 by \*Norris, \*McNally)

Rep. Calfee moved that House Bill No. 1529 be passed on third and final consideration.

Rep. Halford moved adoption of Agriculture and Natural Resources Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 1529 by deleting from Section 39-14-211(a) of SECTION 1 the language "unless, at the time of such action" in the amendatory language of Section 1 and substituting instead the language "unless, prior to or at the time of such action".

On motion, Agriculture and Natural Resources Committee Amendment No. 1 was adopted.

Rep. Calfee moved that **House Bill No. 1529**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 89  
Noes..... 0

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Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 89

A motion to reconsider was tabled.

**JOURNAL CORRECTION**

Without objection, the Speaker requested that the Journal reflect that Reps. Butt and Durham voted "aye" on **House Bill No. 1529**.

**REGULAR CALENDAR, CONTINUED**

**\*House Bill No. 1903** -- Courts - As introduced, requires all pleadings and records filed in a termination of parental rights case in chancery or circuit court to be placed under seal and not subject to public disclosure, in the same manner as those filed in juvenile court, unless otherwise provided by court order. - Amends TCA Title 36, Chapter 1. by \*Windle. (SB2072 by \*Overbey)

Rep. Windle moved that **House Bill No. 1903** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 89  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 89

A motion to reconsider was tabled.

**REQUEST TO CHANGE VOTE**

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Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 1903** and have this statement entered in the Journal: Rep. Lollar.

**REGULAR CALENDAR, CONTINUED**

**\*House Bill No. 1918** -- Auctions and Auctioneers - As introduced, exempts auctioneers age 60 or older from all continuing education requirements only if the auctioneer has been licensed for 10 years or licensed as of July 1, 1999. - Amends TCA Section 62-19-106. by \*Gravitt, \*Littleton, \*Forgety, \*Alexander, \*Carr, \*Powers, \*Terry. (SB2226 by \*Southerland)

Rep. Gravitt moved that House Bill No. 1918 be passed on third and final consideration.

Rep. Marsh moved adoption of Business and Utilities Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 1918 by deleting Section 1 and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 62-19-106, is amended by deleting subdivision (e)(2) and substituting instead the following:

(2) An auctioneer shall be exempt from continuing education requirements if:

(A) The auctioneer has reached sixty (60) years of age and has been licensed as an auctioneer for ten (10) years or longer; or

(B) The auctioneer has been licensed pursuant to this chapter since July 1, 1999.

On motion, Business and Utilities Committee Amendment No. 1 was adopted.

Rep. Gravitt moved that **House Bill No. 1918**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 89  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C.,

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Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 89

A motion to reconsider was tabled.

**\*House Bill No. 2052** -- Child Custody and Support - As introduced, increases from 15 days from the date a notice to transfer was mailed to 20 days that a nonrequesting party may contest a request to transfer a child custody or support case. - Amends TCA Title 36, Chapter 5, Part 30. by \*Terry. (SB2071 by \*Overbey)

Rep. Terry moved that House Bill No. 2052 be passed on third and final consideration.

Rep. Lundberg moved adoption of Civil Justice Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 2052 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 36-5-3003(a) and (b), are amended by deleting the subsections in their entirety and substituting instead the following:

(a)

(1) Except as provided in § 36-5-3001(b), a case that includes child support or custody provisions may be transferred between counties in this state without the need for any additional filing by the party seeking transfer by the filing of a request by the requesting party if:

(A) The requesting party has served the non-requesting party with the filing seeking the transfer; and

(B) The non-requesting party has not filed an objection within fifteen (15) days from the date the notice of the filing was mailed.

(2) If the non-requesting party files an objection pursuant to subdivision (a)(1)(B), the objection shall be in the form of a motion for review of the request in the transferor court. If an objection has been filed, the transferor court shall determine whether there is good cause for the transfer. If the court finds good cause for the transfer, it shall transfer the case.

(b) Upon receipt of a request, the case must be transferred by the clerk of the issuing court, without order of the court, to a court of competent jurisdiction in the county where the child or children reside if each of the following applies:



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(1) Neither the child or children, custodial parent/obligee, nor the non-custodial parent/obligor currently reside in the issuing county;

(2) The child or children who are subject to the support or custody order currently reside in the county to which the case is to be transferred and have resided there for at least six (6) months; and

(3) No objection has been filed pursuant to subdivision (a)(2).

SECTION 2. Tennessee Code Annotated, Section 36-5-3004, is amended by deleting the language "must" in the first sentence and substituting instead the language "may".

SECTION 3. This act shall take effect July 1, 2016, the public welfare requiring it, and shall apply to requests for transfer filed on or after that date.

On motion, Civil Justice Committee Amendment No. 1 was adopted.

Rep. Terry moved that **House Bill No. 2052**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	90
Noes.....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

**House Bill No. 2170** -- Tort Liability and Reform - As introduced, clarifies that land ownership alone is not enough to qualify a landowner as a regular harbinger of a dog even if the landowner gave permission to a third person to keep the dog on the land. - Amends TCA Section 44-8-413. by \*Farmer, \*Lamberth. (\*SB1600 by \*Stevens)

Rep. Farmer moved that **House Bill No. 2170** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	88
Noes.....	0
Present and not voting.....	2

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Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Wirgau, Zachary, Madam Speaker Harwell -- 88

Representatives present and not voting were: Dunlap, Windle -- 2

A motion to reconsider was tabled.

**\*House Bill No. 1545** -- Criminal Offenses - As introduced, increases penalty for TennCare fraud from Class E felony to Class D felony; creates specific fines for first and subsequent convictions for TennCare fraud. - Amends TCA Title 71, Chapter 5, Part 26. by \*McCormick, \*Brooks K, \*Farmer, \*Lamberth, \*Rogers. (SB2548 by \*Norris, \*Watson, \*Kelsey, \*Ketron)

Rep. Farmer moved that **House Bill No. 1545** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	85
Noes.....	2
Present and not voting.....	1

Representatives voting aye were: Akbari, Alexander, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 85

Representatives voting no were: Armstrong, Hardaway -- 2

Representatives present and not voting were: Powell -- 1

A motion to reconsider was tabled.

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**House Bill No. 1865** -- Tennessee Bureau of Investigation - As introduced, requires the assistant director and agents of the TBI to satisfactorily complete a department of justice federal drug enforcement agency operated school; requires that, if these drug schools are no longer operated by the DEA, agents and the assistant director must attend a drug school selected and approved by the TBI. - Amends TCA Section 38-6-205. by \*Farmer, \*Lamberth. (\*SB1764 by \*Bowling)

On motion, House Bill No. 1865 was made to conform with **Senate Bill No. 1764**; the Senate Bill was substituted for the House Bill.

Rep. Farmer moved that **Senate Bill No. 1764** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 88  
Noes ..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Pitts, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 88

A motion to reconsider was tabled.

**\*House Bill No. 2593** -- Statutes of Limitations and Repose - As introduced, extends the statute of limitations for civil actions based on injury or illness resulting from child sexual abuse that occurred when the person was a minor but was not discovered until after the person became an adult to three years from the discovery of the abuse. - Amends TCA Title 28, Chapter 3, Part 1. by \*Jernigan, \*Beck. (SB2484 by \*Massey)

Rep. Jernigan moved that House Bill No. 2593 be passed on third and final consideration.

Rep. Lundberg moved adoption of Civil Justice Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 2593 by deleting the language "twenty-five (25) years from the date the child becomes eighteen (18) years of age" and substituting instead the language "seven (7) years from the date the child becomes eighteen (18) years of age".

On motion, Civil Justice Committee Amendment No. 1 was adopted.

Rep. Jernigan moved that **House Bill No. 2593**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

2775

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Ayes ..... 90  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

**\*House Bill No. 2305** -- Financial Responsibility Law - As introduced, beginning January 1, 2017, increases the minimum single policy limit, cash deposit, and bond amount required for proof of insurance under the Tennessee Financial Responsibility Law of 1977. - Amends TCA Section 55-12-102. by \*Kane. (SB2463 by \*Ketrone)

Rep. Kane moved that **House Bill No. 2305** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 84  
Noes..... 5  
Present and not voting..... 1

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Coley, Cooper, Daniel, DeBerry, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Swann, Terry, Todd, Van Huss, Weaver, White D., Williams, Wirgau, Zachary, Madam Speaker Harwell -- 84

Representatives voting no were: Clemmons, Dunlap, Powell, Stewart, Windle -- 5

Representatives present and not voting were: Travis -- 1

A motion to reconsider was tabled.

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**\*House Bill No. 1677** -- Beer - As introduced, requires, when a beer permit has been denied based on the testimony of a person at a hearing, that the person be notified if an applicant seeks a permit again at the same location within 12 months. - Amends TCA Title 57, Chapter 5, Part 1. by \*Doss. (SB2245 by \*Hensley)

Rep. Doss moved that House Bill No. 1677 be passed on third and final consideration.

Rep. Wirgau moved adoption of Local Government Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 1677 by deleting Section 3 and renumbering the subsequent section accordingly.

On motion, Local Government Committee Amendment No. 1 was adopted.

Rep. Doss moved that **House Bill No. 1677**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	84
Noes.....	0
Present and not voting.....	4

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Powell, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 84

Representatives present and not voting were: Butt, Dunlap, Pody, Powers -- 4

A motion to reconsider was tabled.

**\*House Bill No. 1678** -- Nurses, Nursing - As introduced, creates the "Nurse Licensure Compact." - Amends and repeals portions of TCA Title 4 and Title 63, Chapter 7. by \*Doss, \*Favors. (SB1725 by \*Crowe, \*Overbey, \*Bowling)

On motion, House Bill No. 1678 was made to conform with **Senate Bill No. 1725**; the Senate Bill was substituted for the House Bill.

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Rep. Doss moved that **Senate Bill No. 1725** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	90
Noes .....	0

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

**House Bill No. 1750** -- Law Enforcement - As introduced, specifies that the authorization for a law enforcement officer to carry firearms at all times, regardless of the officer's regular duties, unless otherwise prohibited by federal law, court order, or otherwise by law, applies to a sheriff who has been certified by the POST commission, and a deputy sheriff employed by a county as a court officer or corrections officer as authorized in writing by the sheriff. - Amends TCA Section 39-17-1350. by \*Matheny, \*Terry. (\*SB1667 by \*Tracy)

Rep. Matheny moved that **House Bill No. 1750** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	87
Noes .....	2
Present and not voting .....	1

Representatives voting aye were: Akbari, Alexander, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 87

Representatives voting no were: Armstrong, Favors -- 2

Representatives present and not voting were: Camper -- 1

A motion to reconsider was tabled.

**House Bill No. 1755** -- Education, Curriculum - As introduced, allows a student to enroll and complete one computer science class to satisfy the fine arts requirement for high school graduation as set by the state board of education. - Amends TCA Title 49, Chapter 6, Part 60. by \*Love. (\*SB1687 by \*Tate)

Rep. Love moved that House Bill No. 1755 be passed on third and final consideration.

Rep. Forgety moved adoption of Education Instruction & Programs Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 1755 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 6, Part 60, is amended by adding the following language as a new section:

Beginning with the 2016-2017 school year, the state board of education shall approve appropriate computer science courses that every candidate for a full high school diploma may enroll in and complete to satisfy the elective focus requirement for graduation. As used in this section, "computer science courses" shall include, but not be limited to, software engineering, computer programming, computer graphics and design, and computer-aided design.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Education Instruction & Programs Amendment No. 1 was adopted.

Rep. Love moved that **House Bill No. 1755**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 90  
Noes ..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

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**\*House Bill No. 1756** -- Education - As introduced, requires that, if in any fiscal year a local government appropriates funds for priority schools for nonrecurring expenditures evidenced by a written agreement with the LEA establishing the nonrecurring use of the funds, such funds be excluded from the maintenance of local funding requirements and from any apportionment requirements under the BEP. - Amends TCA Title 5; Title 6; Title 7 and Title 49. by \*Love, \*Hardaway. (SB1858 by \*Tate)

Rep. Love moved that **House Bill No. 1756** be reset for the Regular Calendar on March 7, 2016, which motion prevailed.

**\*House Bill No. 1565** -- Firearms and Ammunition - As introduced, permits the use of certain defenses to unlawful possession or carrying of a weapon by a person with a prior conviction for a felony involving the use of force, violence, deadly weapon, or drugs and whose rights of citizenship have been restored. - Amends TCA Section 39-17-1308. by \*Reedy, \*Byrd. (SB1613 by \*Green)

Rep. Reedy moved that House Bill No. 1565 be passed on third and final consideration.

Rep. Casada moved the previous question, which motion prevailed by the following vote:

Ayes .....	68
Noes.....	22

Representatives voting aye were: Alexander, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Coley, Daniel, Doss, Dunlap, Durham, Eldridge, Faison, Farmer, Forgety, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jenkins, Johnson, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Moody, Pody, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Sparks, Spivey, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 68

Representatives voting no were: Akbari, Armstrong, Camper, Clemmons, Cooper, DeBerry, Dunn, Favors, Fitzhugh, Hardaway, Holt, Jernigan, Jones, Love, Mitchell, Parkinson, Pitts, Powell, Shaw, Shepard, Smith, Stewart -- 22

Rep. Reedy moved that **House Bill No. 1565** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	75
Noes.....	14

Representatives voting aye were: Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Coley, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Forgety, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Johnson, Kane, Keisling, Kumar, Lamberth,



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Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Moody, Pitts, Pody, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shepard, Smith, Sparks, Spivey, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 75

Representatives voting no were: Camper, Clemmons, Cooper, Favors, Fitzhugh, Hardaway, Jernigan, Jones, Love, Mitchell, Parkinson, Powell, Shaw, Stewart -- 14

A motion to reconsider was tabled.

**\*House Bill No. 1946** -- Agriculture - As introduced, specifies that commissioner of agriculture is solely invested with authority to regulate seed in this state, except as otherwise specifically provided by law; requires commissioner to maintain a scheme for regulating seed that is uniform across the state. - Amends TCA Title 43, Chapter 10. by \*Lollar. (SB1934 by \*Yager)

Rep. Lollar moved that House Bill No. 1946 be passed on third and final consideration.

Rep. Halford moved adoption of Agriculture and Natural Resources Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 1946 by deleting all of the language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 43-10-114(a), is amended by inserting the following language immediately preceding the first sentence in the subsection:

Except as otherwise specifically provided by the Tennessee Drug Control Act of 1989, compiled at title 39, chapter 17, part 4, or any other state statute that authorizes or requires a person other than the commissioner to exercise jurisdiction and authority over matters related to the regulation of seed, the commissioner has exclusive jurisdiction and authority over all matters related to the regulation of seed.

SECTION 2. Tennessee Code Annotated, Section 43-10-114(a), is further amended by deleting subdivision (5) and substituting the following:

(5) Prescribe such other rules as may be necessary to secure the efficient enforcement of this part and to maintain a comprehensive scheme for regulating seed that shall be uniform and applicable throughout the state.

SECTION 3. Tennessee Code Annotated, Section 43-10-114, is amended by adding the following as a new subsection:

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(c) Except as otherwise specifically provided by the Tennessee Drug Control Act of 1989, compiled at title 39, chapter 17, part 4, or any other state statute that authorizes or requires a person other than the commissioner to prohibit the planting, cultivation, harvesting, handling, or movement of agricultural

seeds, the commissioner shall have the sole authority to prohibit the planting, cultivation, harvesting, handling, or movement of agricultural seeds.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Agriculture and Natural Resources Committee Amendment No. 1 was adopted.

Rep. Lollar moved that **House Bill No. 1946**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 86  
Noes..... 3

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Wirgau, Zachary, Madam Speaker Harwell -- 86

Representatives voting no were: Dunlap, Powell, Windle -- 3

A motion to reconsider was tabled.

**\*House Bill No. 1905** -- Education - As introduced, requires each local school board to adopt a policy on the use of religion in curriculum and instructional materials; requires each LEA to create a syllabus to be made public for grades six through 12 on social studies, science, math, and English language arts courses. - Amends TCA Title 49, Chapter 2, Part 1; Title 49, Chapter 5, Part 56 and Title 49, Chapter 6, Part 10. by \*Hill M, \*Hill T, \*Van Huss, \*Casada, \*Terry, \*Matheny, \*Sexton J, \*Rogers. (SB2186 by \*Bell, \*Gresham)

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Rep. M. Hill moved that House Bill No. 1905 be passed on third and final consideration.

Rep. Forgety moved adoption of Education Instruction & Programs Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 1905 by deleting the word "promote" in subsection (a) of the amendatory language of Section 1 and substituting instead "proselytize".

On motion, Education Instruction & Programs Committee Amendment No. 1 was adopted.

Rep. Forgety moved adoption of Education Instruction & Programs Committee Amendment No. 2 as follows:

**Amendment No. 2**

AMEND House Bill No. 1905 by deleting subdivision (c)(2) in the amendatory language of SECTION 1 and substituting instead:

(2) Major assignments required and field trips; and

On motion, Education Instruction & Programs Committee Amendment No. 2 was adopted.

Rep. Todd moved the previous question, which motion prevailed.

Rep. M. Hill moved that **House Bill No. 1905**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	83
Noes.....	2
Present and not voting.....	1

Representatives voting aye were: Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 83

Representatives voting no were: Clemmons, Stewart -- 2

Representatives present and not voting were: Akbari -- 1

A motion to reconsider was tabled.

### JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Faison voted "aye" on **House Bill No. 1905**.

### REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 1905** and have this statement entered in the Journal: Rep. Lollar.

### REGULAR CALENDAR, CONTINUED

**House Bill No. 1417** -- County Officers - As introduced, increases the fee, from \$26.00 to \$40.00, that a constable or sheriff can charge for in-person service of process. - Amends TCA Section 8-21-901. by \*Howell. (\*SB1433 by \*Gardenhire, \*Bowling)

On motion, House Bill No. 1417 was made to conform with **Senate Bill No. 1433**; the Senate Bill was substituted for the House Bill.

Rep. Howell moved that **Senate Bill No. 1433** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 75  
Noes..... 11

Representatives voting aye were: Akbari, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Casada, Coley, Cooper, Daniel, DeBerry, Doss, Dunn, Durham, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Lollar, Lundberg, Marsh, Matheny, Matlock, McDaniel, McManus, Moody, Pitts, Pody, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Swann, Terry, Travis, Van Huss, Weaver, White D., Williams, Wirgau, Zachary, Madam Speaker Harwell -- 75

Representatives voting no were: Alexander, Clemmons, Dunlap, Favors, Hardaway, Lynn, Mitchell, Parkinson, Powell, Stewart, Windle -- 11

A motion to reconsider was tabled.

### JOURNAL CORRECTION

Without objection, the Speaker requested that the Journal reflect that Rep. Lollar voted "aye" on **Senate Bill No. 1433**.

### REQUEST TO CHANGE VOTE

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Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "no" on **Senate Bill No. 1433** and have this statement entered in the Journal: Rep. Cooper.

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "aye" to "not voting" on **Senate Bill No. 1433** and have this statement entered in the Journal: Rep. Sparks.

**REGULAR CALENDAR, CONTINUED**

**\*House Bill No. 1447** -- Bradley County - As introduced, subject to local approval, increases the hotel/motel tax from five percent to seven percent; revises the allocation formula. - Amends Chapter 19 of the Private Acts of 1991; as amended. by \*Howell, \*Brooks K. (SB1445 by \*Gardenhire)

Rep. Howell moved that **House Bill No. 1447** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	78
Noes.....	5
Present and not voting.....	2

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Ragan, Ramsey, Reedy, Rogers, Sargent, Sexton C., Shaw, Shepard, Smith, Spivey, Stewart, Swann, Travis, Van Huss, Weaver, White D., Williams, Wirgau, Zachary -- 78

Representatives voting no were: Cooper, Lynn, Pody, Powell, Windle -- 5

Representatives present and not voting were: Daniel, Powers -- 2

A motion to reconsider was tabled.

**\*House Bill No. 1691** -- Taxes, Alcoholic Beverages - As introduced, extends certain alternative distribution provisions concerning liquor-by-the-drink tax proceeds to local governments. - Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 49; Title 57 and Title 67. by \*Alexander. (SB2603 by \*Norris)

Rep. Alexander moved that **House Bill No. 1691** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	77
Noes.....	3
Present and not voting.....	7

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Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunn, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Lundberg, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Powell, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Spivey, Stewart, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Wirgau, Zachary, Madam Speaker Harwell -- 77

Representatives voting no were: Holt, Lynn, Windle -- 3

Representatives present and not voting were: Butt, Byrd, Dunlap, Pody, Powers, Smith, Sparks -- 7

A motion to reconsider was tabled.

**\*House Bill No. 2494** -- Courts, Juvenile - As introduced, revises various provisions regarding juvenile court proceedings, including adding requirements to a juvenile court petition and adding commencement of a proceeding by filing a citation. - Amends TCA Title 37, Chapter 1. by \*Akbari. (SB2575 by \*Norris)

Rep. Akbari moved that House Bill No. 2494 be passed on third and final consideration.

Rep. Lamberth moved adoption of Criminal Justice Committee Amendment No. 1 as follows:

**Amendment No. 1**

AMEND House Bill No. 2494 by deleting Section 1 and substituting instead the following language:

SECTION 1. Tennessee Code Annotated, Section 37-1-108, is amended by deleting subdivisions (3) and (4) and substituting instead the following language:

(3) By the court accepting jurisdiction as provided in § 37-1-142 or accepting supervision of a child as provided in § 37-1-144; or

(4) In other cases by the filing of a petition as provided in this part or by issuing a citation as authorized by law. The petition and all other documents in the proceeding, other than a citation, shall be entitled "In the matter of \_\_\_\_\_, a child under eighteen (18) years of age."

On motion, Criminal Justice Committee Amendment No. 1 was adopted.

Rep. Akbari moved that **House Bill No. 2494**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 89  
Noes ..... 0

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Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 89

A motion to reconsider was tabled.

**\*House Bill No. 2495** -- Courts, Juvenile - As introduced, amends juvenile court procedural requirements; grants statutory authority for pretrial or judicial diversion of juveniles. - Amends TCA Title 37. by \*Akbari. (SB2574 by \*Norris)

On motion, House Bill No. 2495 was made to conform with **Senate Bill No. 2574**; the Senate Bill was substituted for the House Bill.

Rep. Akbari moved that **Senate Bill No. 2574** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 90  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

**JOURNAL CORRECTION**

Without objection, the Speaker requested that the Journal reflect that Rep. McDaniel voted "aye" on **Senate Bill No. 2574**.

**REGULAR CALENDAR, CONTINUED**

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**\*House Bill No. 1688** -- Industrial Development - As introduced, requires that annual PILOT lessee reports and other economic development agreements be filed with the comptroller of the treasury instead of the state board of equalization. - Amends TCA Title 4, Chapter 7, Part 3; Section 7-53-305; Section 7-67-114 and Section 48-101-312. by \*Hicks. (SB1645 by \*Briggs)

On motion, House Bill No. 1688 was made to conform with **Senate Bill No. 1645**; the Senate Bill was substituted for the House Bill.

Rep. Hicks moved that **Senate Bill No. 1645** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes ..... 90  
Noes..... 0

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 90

A motion to reconsider was tabled.

**UNFINISHED BUSINESS**

**RULES SUSPENDED**

Rep. Butt moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 617 out of order, which motion prevailed.

**House Joint Resolution No. 617** -- Memorials, Recognition - Petty Rasbury Farm, Maury Alliance Century Farm of the Year. by \*Butt.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Butt, the resolution was adopted.

A motion to reconsider was tabled.

**RULES SUSPENDED**

Rep. Sargent moved that the rules be suspended for the purpose of introducing House Resolution No. 177 out of order, which motion prevailed.

**House Resolution No. 177** -- Lottery, Charitable - Approves 2016-2017 annual gaming events by the house of representatives. by \*Sargent.

On motion, the rules were suspended for the immediate consideration of the resolution.

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On motion of Rep. Sargent, the resolution was adopted with the following vote:

Ayes .....	85
Noes.....	0
Present and not voting.....	2

Representatives voting aye were: Akbari, Alexander, Armstrong, Brooks H., Brooks K., Byrd, Calfee, Camper, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Durham, Eldridge, Faison, Farmer, Favors, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Howell, Hulsey, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 85

Representatives present and not voting were: Dunlap, Dunn -- 2

House Resolution No. 177, having received a vote in the affirmative by two-thirds of the members elected to the Tennessee House of Representatives of the One Hundred Ninth General Assembly, we declared adopted.

A motion to reconsider was tabled.

**REQUEST TO CHANGE VOTE**

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Resolution No. 177** and have this statement entered in the Journal: Rep. Van Huss.

**RULES SUSPENDED**

Rep. K. Brooks moved that the rules be suspended in order to allow **House Bills Nos. 2137, 2396, 1676, 1727, 2341, 2380 and 1510** to be heard in the Education Instruction and Programs Committee, which motion prevailed.

**SPONSORS ADDED**

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

**House Joint Resolution No. 71** Reps. Spivey and DeBerry as prime sponsors.

**House Joint Resolution No. 493** Reps. Butt, Goins, K. Brooks, McCormick, Casada, T. Hill and D. White as prime sponsors.

**House Bill No. 870** Rep. C. Sexton as First prime sponsor.

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**House Bill No. 1403** Rep. Jernigan as prime sponsor.

**House Bill No. 1437** Rep. Matlock as prime sponsor.

**House Bill No. 1822** Rep. Matlock as prime sponsor.

**House Bill No. 1837** Rep. Fitzhugh as prime sponsor.

**House Bill No. 2002** Rep. J. Sexton as prime sponsor.

**House Bill No. 2118** Rep. Matlock as prime sponsor.

**House Bill No. 2151** Rep. Powers as prime sponsor.

**House Bill No. 2154** Rep. Matlock as prime sponsor.

**House Bill No. 2158** Rep. Camper as prime sponsor.

**House Bill No. 2250** Rep. Byrd as First prime sponsor.

**House Bill No. 2408** Reps. Pitts and Shepard as prime sponsors.

**SPONSORS REMOVED**

On Motion, Rep. Keisling was removed as sponsor of **House Bill No. 870**.

On Motion, Rep. Sanderson was removed as sponsor of **House Bill No. 1735**.

**MESSAGE FROM THE SENATE  
February 29, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 494, 495, 496, 498, 499, 500, 501, 502, 503, 504 and 505; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED  
February 29, 2016**

The Speaker announced that she had signed the following: Senate Joint Resolutions Nos. 494, 495, 496, 498, 499, 500, 501, 502, 503, 504 and 505.

JOE MCCORD, Chief Clerk

**MESSAGE FROM THE GOVERNOR**

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MADAM SPEAKER: I am directed by the Governor to return herewith: House Joint Resolutions Nos. 89, 231, 574, 575, 576, 577, 580, 581, 582, 583, 584, 586 and 587; with his approval.

DWIGHT E. TARWATER, Legal Counsel to the Governor

**MESSAGE FROM THE SENATE  
February 29, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1219, 1441, 1621, 1928, 2078 and 2403; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE  
February 29, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bill No. 1858; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**Senate Bill No. 1858** -- Education - As introduced, requires that, if in any fiscal year a local government appropriates funds for priority schools for nonrecurring expenditures evidenced by a written agreement with the LEA establishing the nonrecurring use of the funds, such funds be excluded from the maintenance of local funding requirements and from any apportionment requirements under the BEP. - Amends TCA Title 5; Title 6; Title 7 and Title 49. by \*Tate. (\*HB1756 by \*Love, \*Hardaway)

**MESSAGE FROM THE SENATE  
February 29, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 534; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

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**Senate Joint Resolution No. 534** -- Memorials, Recognition - Mayor Stan Joyner, 2016 Collierville Chamber of Commerce Person of the Year Award. by \*Norris.

**MESSAGE FROM THE SENATE  
February 29, 2016**

MADAM SPEAKER: I am directed to return to the House, House Joint Resolution No. 604; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**ENROLLED BILLS  
February 29, 2016**

MADAM SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolution No. 604; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**SIGNED  
February 29, 2016**

The Speaker announced that she had signed the following: House Joint Resolution No. 604.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE  
February 29, 2016**

MADAM SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 248, 471, 472, 473, 474, 475, 588, 592, 593, 594, 595, 597, 598 and 599; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE  
February 29, 2016**

MADAM SPEAKER: I am directed to return to the House, House Bills Nos. 1467, 1474, 1489, 1528, 1774 and 2441; substituted for Senate Bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE  
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MADAM SPEAKER: I am directed to return to the House, House Joint Resolution No. 604; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE  
February 29, 2016**

MADAM SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 1447, 1450, 1464, 1503, 1507, 1607, 1625, 1627, 1740, 1752, 1758, 1765, 1766, 1784, 1814, 1892, 2032, 2039, 2094, 2096 and 2332; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**\*Senate Bill No. 1447** -- Statutes of Limitations and Repose - As introduced, extends the statute of limitations for child abuse, child neglect or endangerment, aggravated child abuse, and aggravated child neglect or endangerment to five years after the child reaches 18 years of age. - Amends TCA Title 40, Chapter 2, Part 1. by \*Green. (HB1645 by \*Goins)

**\*Senate Bill No. 1450** -- Taxes, Hotel Motel - As introduced, authorizes local collecting officials of hotel taxes to publish the names of delinquent taxpayers and the amounts owed; clarifies that the present law that makes state tax records confidential does not apply to local hotel tax records. - Amends TCA Title 7; Title 10, Chapter 7, Part 5 and Title 67. by \*McNally. (HB1465 by \*Zachary)

**\*Senate Bill No. 1464** -- Privacy, Confidentiality - As introduced, permits the disclosure of a decedent's mental health records to an authorized post-mortem official if necessary for the preparation of a post-mortem examination report pertaining to a case under investigation and a court order or judicial subpoena authorizes the official to obtain the records. - Amends TCA Title 33, Chapter 3, Part 1 and Title 38, Chapter 7, Part 1. by \*Green. (HB1625 by \*Reedy)

**\*Senate Bill No. 1503** -- Sunset Laws - As introduced, extends the board of examiners for architects and engineers four years to June 30, 2020; establishes minimum attendance requirement for board members and removal of members who do not meet the requirement. - Amends TCA Title 4, Chapter 29, Part 2; Title 4, Chapter 3, Part 13; Section 49-17-103 and Title 62, Chapter 2. by \*Bell. (HB1615 by \*Faison, \*Ragan)

**\*Senate Bill No. 1507** -- Sunset Laws - As introduced, extends the board of pharmacy two years to June 30, 2018; requires the board to appear before the government operations joint evaluation committee on education, health and general welfare no later than November 18, 2016, to provide an update on the board's progress in addressing the findings set forth in the October 2015 performance audit report issued by the division of state audit. - Amends TCA Title 4, Chapter 29 and Title 63, Chapter 10, Part 3. by \*Bell. (HB1611 by \*Faison, \*Ragan)

**\*Senate Bill No. 1607** -- Election Laws - As introduced, exempts individuals who use personal funds to pay for certain political communications from making certain disclosures on the communications. - Amends TCA Title 2, Chapter 10 and Title 2, Chapter 19. by \*Niceley. (HB2042 by \*Farmer)

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**\*Senate Bill No. 1625** -- Education, Higher - As introduced, provides tuition and fee waivers to full-time state employees for up to four courses per academic year provided the courses do not coincide. - Amends TCA Section 8-50-114. by \*Bailey. (HB1699 by \*Pitts)

**Senate Bill No. 1627** -- Nuclear Materials, Transportation and Safety - As introduced, clarifies that deadly force may be used by nuclear security officers at nuclear power reactor facilities and not just category I nuclear facilities. - Amends TCA Section 39-11-611. by \*Yager. (\*HB1563 by \*Travis)

**\*Senate Bill No. 1740** -- Health Care - As introduced, authorizes a qualified physician assistant to evaluate and provide care to a youth athlete who suffered, or is suspected to have suffered, a concussion or head injury during the course of a school youth athletic activity. - Amends TCA Section 68-55-501. by \*Dickerson. (HB2179 by \*Hill T)

**\*Senate Bill No. 1752** -- Special License Plates - As introduced, authorizes issuance of Combat Action new specialty earmarked license plates. - Amends TCA Title 55, Chapter 4. by \*Green. (HB1799 by \*Rogers)

**Senate Bill No. 1758** -- Workers Compensation - As introduced, requires the administrator of the bureau of workers' compensation to assess a civil penalty against any workers' compensation payor who violates certain disclosure and payment requirements related to rental and assignment of PPO network rights. - Amends TCA Title 50, Chapter 6. by \*Green. (\*HB1720 by \*White M)

**\*Senate Bill No. 1765** -- Drugs, Prescription - As introduced, supersedes rules of the board of medical examiners to permit the prescription, order, sale, or other distribution of the drug lisdexamfetamine dimesylate for any currently accepted medical use in the United States. - Amends TCA Title 63, Chapter 6. by \*Massey. (HB1856 by \*Terry, \*Armstrong, \*Matheny, \*Littleton)

**\*Senate Bill No. 1766** -- Alcoholic Beverages - As introduced, allows Holston Hills Country Club in Knox County to serve and sell alcoholic beverages for consumption on premises. - Amends TCA Title 57, Chapter 4, Part 1. by \*Massey. (HB2520 by \*Armstrong)

**Senate Bill No. 1784** -- Alcoholic Beverages - As introduced, allows licensed wineries and farm wine producers to label and advertise wine made from apples as cider, apple cider, or hard cider. - Amends TCA Section 57-3-207. by \*Overbey. (\*HB1786 by \*Carr )

**Senate Bill No. 1814** -- Medical Occupations - As introduced, revises the educational requirements for licensure as a clinical pastoral therapist; authorizes issuance of temporary licenses to clinical pastoral therapists who are in training. - Amends TCA Title 63, Chapter 22. by \*Yarbro. (\*HB1849 by \*Jernigan)

**Senate Bill No. 1892** -- Criminal Procedure - As introduced, changes from January 15 and July 15 to January 31 and July 31 the dates by which every professional bondsman licensed to do business in Tennessee must file with the court clerk a report of the bondsman's assets and liabilities. - Amends TCA Section 40-11-303. by \*Gardenhire. (\*HB1917 by \*Gravitt)

**Senate Bill No. 2032** -- Criminal Procedure - As introduced, authorizes general sessions and criminal court judges in Knox County to suspend court costs and litigation tax for indigent

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defendants; authorizes criminal court clerk to implement community service program in lieu of full payment of court costs and litigation taxes for indigent defendants. - Amends TCA Section 8-21-401; Title 40, Chapter 25 and Title 67, Chapter 4, Part 6. by \*Briggs. (\*HB2078 by \*Dunn)

**\*Senate Bill No. 2039** -- Lottery, Scholarships and Programs - As introduced, permits a student with a documented learning disability who is unable to take 12 semester hours as required for the Tennessee Promise scholarship to be eligible for the scholarship. - Amends TCA Title 49, Chapter 4. by \*Harris. (HB2505 by \*Turner)

**\*Senate Bill No. 2094** -- Alcoholic Beverages - As introduced, allows applicants for retail food store wine license to seek certificate of compliance from local government and receive approval letter from commission prior to July 1, 2016; allows wholesalers to solicit orders from retail food stores and deliver wine prior to July 1, 2016; clarifies when retail package store may deliver to customers; limits retail package store licenses to two per owner. - Amends TCA Section 57-3-406 and Section 57-3-803. by \*Ketron, \*Jackson. (HB2586 by \*Todd, \*Sanderson)

**Senate Bill No. 2096** -- Alcoholic Beverages - As introduced, clarifies what items a manufacturer may use when having tastings on premises; allows manufacturers to rent a portion of their premises for events; clarifies who is permitted to handle and pour product at tastings. - Amends TCA Section 57-3-202. by \*Ketron, \*Yager, \*Jackson, \*Dickerson. (\*HB1866 by \*Farmer, \*Lamberth)

**Senate Bill No. 2332** -- Animal Cruelty and Abuse - As introduced, specifies that animal owners may record inspections of their animals. - Amends TCA Title 39; Title 43; Title 44; Title 53 and Title 63, Chapter 12. by \*Tracy. (\*HB2189 by \*Matheny, \*Marsh)

**SIGNED  
February 29, 2016**

The Speaker announced that she had signed the following: Senate Bills Nos. 2403, 2078, 1928, 1621, 1441 and 1219.

JOE MCCORD, Chief Clerk

**SIGNED  
February 29, 2016**

The Speaker announced that she had signed the following: House Bill No. 1483.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE  
February 29, 2016**

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This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House

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VERSION**

MADAM SPEAKER: I am directed to return to the House, House Bill No. 1276; The Senate acceded to the request of the House for the appointment of a conference Committee. The Speaker appointed a Conference Committee composed of Senators: Johnson, Ketron and Harper to confer with a like committee from the House in open conference to resolve the differences between the bodies on House Bill No. 1276

RUSSELL A. HUMPHREY, Chief Clerk

**ROLL CALL**

The roll call was taken with the following results:

Present..... 88

Representatives present were Akbari, Alexander, Armstrong, Brooks H., Brooks K., Butt, Byrd, Calfee, Carr, Carter, Casada, Clemmons, Coley, Cooper, Daniel, DeBerry, Doss, Dunlap, Dunn, Durham, Eldridge, Faison, Farmer, Fitzhugh, Forgety, Goins, Gravitt, Halford, Hardaway, Hawk, Hazlewood, Hicks, Hill M., Hill T., Holsclaw, Holt, Howell, Hulse, Jenkins, Jernigan, Johnson, Jones, Kane, Keisling, Kumar, Lamberth, Littleton, Lollar, Love, Lundberg, Lynn, Marsh, Matheny, Matlock, McDaniel, McManus, Mitchell, Moody, Parkinson, Pitts, Pody, Powell, Powers, Ragan, Ramsey, Reedy, Rogers, Sanderson, Sargent, Sexton C., Shaw, Shepard, Smith, Sparks, Spivey, Stewart, Swann, Terry, Todd, Travis, Van Huss, Weaver, White D., Williams, Windle, Wirgau, Zachary, Madam Speaker Harwell -- 88

**RECESS**

On motion of Rep. K. Brooks, the House stood in recess until 9:00 a.m., Thursday, March 3, 2016.